



6-1-05

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:

Larry D. Powell, et al)
Serial No.: 10/647,671)
Filed: August 25, 2003)
For: CLAMPING CLIP FOR)
BUNDLED SINUOUS WIRE)

Patent Examiner: Victor N. Sakran

Group Art Unit: 3677

Charlotte, North Carolina, May 31, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Sir:

In response to the requirement for an election of species as set forth in the Office Action dated May 4, 2005, the applicant provisionally elects the species of Figures 1-4, in the event no generic claim is found to be allowable.

The Office Action asserts that Figures 2, 3, and 4 constitute patentably distinct species (Figure 1 is not referenced in the species election requirement). This assertion, however, is respectfully submitted to be erroneous. In particular, the specification of this application makes clear that Figures 1-4 depict the same embodiment of the present invention, with Figure 1

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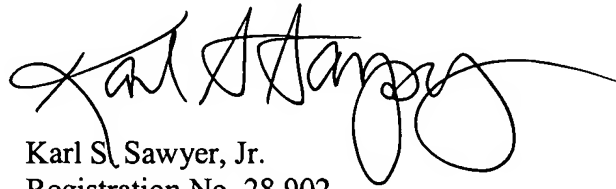
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depicting the embodiment in a perspective view in use clamping a bundle of sinuous wires, while Figures 2, 3 and 4 respectfully depict top, side, and front views of the same clip device of Figure

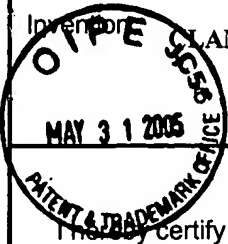
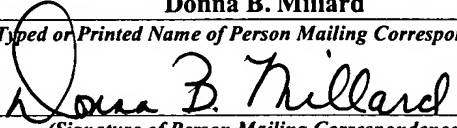
1. Hence, there is no basis for requiring the applicant to elect as between Figures 2, 3, and 4.

The applicant submits further that each of Claims 1-3, 6, and 8-15 read on the elected species.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Karl S. Sawyer, Jr.", with a large, stylized flourish at the end.

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Applicant(s): Powell et al				
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Inventor: CLAMPING CLIP FOR BUNDLED SINUOUS WIRE				
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